

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

OCT - 9 1996

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON JAMES R. LARSEN, CLERK  
DEPUTY

UNITED STATES OF AMERICA )  
Plaintiff, ) MOTION FOR DETENTION  
vs. ) HEARING  
JAY MERRELL, aka JAY, ) N. 96-0379A-6  
Defendant. )

The United States moves for pretrial detention of defendant, pursuant to 18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because case involves (check all that apply):

- Crime of violence (18 U.S.C. § 3156)
- Maximum sentence life imprisonment or death
- 10+ year drug offense
- Felony, with two prior convictions in above categories
- Serious risk defendant will flee
- Serious risk obstruction of justice

2. Reason For Detention. The court should detain defendant because there are no conditions of release which will reasonably assure (check one or both):

- Defendant's appearance as required
- Safety of any other person and the community

3. **Rebuttable Presumption**. The United States will invoke the rebuttable presumption against defendant under Section 3142(e). (If yes) The presumption applies because (check one or both):

X Probable cause to believe defendant committed 10+ year drug offense or firearms offense, 18 U.S.C. § 924(c)

Previous conviction for "eligible" offense  
committed while on pretrial bond

10       4. Time For Detention Hearing. The United States  
11            requests the court conduct the detention hearing,  
12            \_\_\_\_ At first appearance  
13            x After continuance of 3 days (not more than 3).

## 5. Other Matters.

DATED this 9<sup>th</sup> day of October, 1996.

JAMES P. CONNELLY  
United States Attorney

United States Attorney

THOMAS O. RICE  
Assistant United States Attorney